

Department of Energy

§ 706.10

b. Hear and decide a case as the Contract Adjustment Board when such a case is otherwise before it as the Board of Contract Appeals under 10 CFR part 703 and the case appears to be one of contractual fairness.

0114-03 BOARD MEMBERSHIP

The Board shall consist of three members appointed by Administrator, who shall be qualified attorneys admitted to practice before the highest court of any State or the District of Columbia. The Administrator shall designate one of the members as Chairman. The Chairman shall designate a member of the Board to be Vice Chairman. In the absence of the Chairman, the Vice Chairman shall act for the Chairman. A single member may be assigned by the Chairman to conduct hearings and to develop the record including deciding any motion which is not dispositive of the appeal.

0114-04 RESPONSIBILITIES OF THE CHAIRMAN

041 The Chairman shall preside over the Board's activities and shall be responsible for:

- a. The administration of the Board;
- b. Delegation of functions and responsibilities to Board members;
- c. The receipt and custody of all papers and material relating to contract appeals; and
- d. The submission of a report, not less often than annually, to the Administrator on the status of the Board's activities.

PART 706—SECURITY POLICIES AND PRACTICES RELATING TO LABOR-MANAGEMENT RELATIONS

GENERAL

Sec.

706.1 Purpose.

706.2 Basis and scope.

SECURITY POLICIES AND PROCEDURES IN NATIONAL LABOR RELATIONS BOARD PROCEEDINGS

706.10 Policy.

706.11 Consent elections.

706.12 Administrative Law Judges.

706.13 Clearance of counsel.

706.14 DOE's role in proceedings.

LOYALTY OF PARTICIPANTS

706.20 Policy.

CONTRACT NEGOTIATION AND ADMINISTRATION

706.30 Clearance of certain local union representatives.

706.31 Clearance of conciliators and arbitrators.

706.32 Security indoctrination of non-employee representatives.

706.40 Final responsibility of DOE in security matters.

AUTHORITY: Sec. 161, 68 Stat. 948, as amended; 42 U.S.C. 2201.

SOURCE: 41 FR 56776, Dec. 30, 1976, unless otherwise noted.

GENERAL

§ 706.1 Purpose.

The purpose of this part is to set forth Department of Energy, hereinafter "DOE," security policies and practices in the area of labor-management relations.

§ 706.2 Basis and scope.

The specific policies contained in this part are worked out within the framework of DOE's general objectives for labor-management relations in the DOE program, namely:

(a) Wholehearted acceptance by contractors and by labor and its representatives of the moral responsibility inherent in participation in the DOE program;

(b) Development of procedures to assure (1) that all participants in the program are loyal to the United States including those whose participation involves the exercise of negotiating and disciplinary authority over bargaining units, and (2) that determination of unit, jurisdiction, and similar questions will not breach security;

(c) Continuity of production at vital DOE installations;

(d) Consistent with DOE's responsibility under the law, the least possible governmental interference with the efficient management expected from DOE contractors;

(e) Minimum interference with the traditional rights and privileges of American labor.

SECURITY POLICIES AND PROCEDURES IN NATIONAL LABOR RELATIONS BOARD PROCEEDINGS

§ 706.10 Policy.

It is policy of DOE that NLRB cases falling within the scope of the Labor Management Relations Act at the various DOE installations should be conducted in normal fashion wherever possible, on the basis of open hearings,